



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh St., S.W.
Washington, D.C. 20590

JUN 20 2001

Mr. David C. DeLuca
2320 W. Columbia Street
Allentown, PA 18104

Ref. No. 01-0089

Dear Mr. DeLuca:

This responds to your letter dated April 9, 2001, regarding the applicability of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) to equipment installed and maintained as an integral part of a motor vehicle. Specifically, you inquire whether an after-market nitrous oxide system would be regulated under the HMR when installed in a privately owned automobile.

The answer is no. The HMR govern the transportation of hazardous materials in commerce. Equipment that is an integral part of a motor vehicle (e.g. fuel system, air bags, air conditioner, battery) and not being transported on a commercial transport vehicle is not considered to be in commerce and, therefore, is not subject to the HMR.

For information regarding motor vehicle regulations in the State of Maryland, we suggest you contact the Maryland Department of Transportation Motor Vehicle Administration at 1-800-248-4160.

I trust this satisfies your inquiry. Please contact us if we can be of further assistance.

Sincerely,

Hattie L. Mitchell
Chief, Regulatory Review and Reinvention
Office of Hazardous Materials Standards



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Edward Mazzullo
U.S. DOT HAZMAT Standards
Fax # 202-366-3012

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Applicability
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I am writing this letter to get clarification as to whether or not I must put a DOT 1070 sticker on my car bumper which has an approved nitrous oxide system installed. I plan to attend a car show in Ocean City, MD 5/18, 5/19, 5/20/2001 and was advised by a Mr. Collins, a Maryland State Trooper monitoring this show, that when travelling through Maryland and while at this show, I must have DOT stickers on my left front and rear bumpers. When I bought this car in 1999 it was equipped with an approved NOS system and had a blue federal approval sticker on the windshield. The system was installed in the car while registered in California by Dick Landi Industries. The NOS system is bolted to my car and is designed to enhance performance and appearance (nothing more or nothing less). If California does not require a bumper sticker, I find it hard to believe that Maryland would require a sticker for this system. As per our conversation on 4/9/01, please give me written notification that I can forward to Officer Collins that clearly states that I am not required by federal law to put NOS bumper stickers on my vehicle while in the state of Maryland.

Thank you for your time and assistance in this matter.

Dave 4/9/01

David C. DeLuca
2320 W. Columbia St.
Allentown, PA 18104

Daytime Phone # 610 821-6289